CLAIMS

1. An apparatus comprising:

means for encoding a first set of data symbols to provide a first set of encoded symbols and a second set of encoded symbols;

means for transmitting the first set of encoded symbols in a first frame;

means for encoding a second set of data symbols to provide a third set of encoded symbols;

means for determining whether the first frame failed to decode;

means for determining a minimum retransmission power level for the second set of encoded symbols if the first frame failed to decode; and

means for transmitting the second set of encoded symbols and the third set of encoded symbols in a second frame if the first frame failed to decode.

- 2. The apparatus of claim 1, wherein the means for determining the minimum retransmission power level for the second set of encoded symbols comprises a power control loop.
- 3. The apparatus of claim 1, wherein the means for encoding the first set of data symbols comprises a first channel encoder to provide the first set of encoded symbols

in a first code channel and a second channel encoder to provide the second set of encoded symbols in a second code channel.

- 4. The apparatus of claim 1, wherein the means for encoding the first set of data symbols comprises a convolutional encoder.
- 5. The apparatus of claim 1, wherein the third set of encoded symbols has a code rate different from that of the second set of encoded symbols.
- 6. The apparatus of claim 1, wherein the means for determining whether the first frame failed to decode comprises means for receiving a non-acknowledgement (NACK) message.
- 7. The apparatus of claim 1, wherein the second set of encoded symbols is transmitted at an energy value greater than that of the first set of encoded symbols.
- 8. The apparatus of claim 1, wherein the second set of encoded symbols is transmitted at an energy value less than that of the third set of encoded symbols.

9. A computer readable medium embodying a method of data transmission, the method comprising:

encoding a first set of data symbols to provide a first set of encoded symbols and a second set of encoded symbols;

transmitting the first set of encoded symbols in a first frame;

encoding a second set of data symbols to provide a third set of encoded symbols;

determining whether the first frame failed to decode:

determining a minimum retransmission power level for the second set of encoded symbols if the first frame failed to decode; and

transmitting the second set of encoded symbols and the third set of encoded symbols in a second frame if the first frame failed to decode.

- 10. The computer readable medium of claim 9, wherein the minimum retransmission power level for the second set of encoded symbols is determined by a power control loop.
- 11. The computer readable medium of claim 9, wherein the first set of data symbols is encoded by a first channel encoder to provide the first set of encoded symbols in a first code channel and by a second channel encoder to

provide the second set of encoded symbols in a second code channel.

- 12. The computer readable medium of claim 9, wherein the first set of data symbols is encoded by a convolutional encoder.
- 13. The computer readable medium of claim 9, wherein the third set of encoded symbols has a code rate different from that of the second set of encoded symbols.
- 14. The computer readable medium of claim 9, wherein the step of determining whether the first frame failed to decode comprises receiving a non-acknowledgement (NACK) message.
- 15. The computer readable medium of claim 9, wherein the second set of encoded symbols is transmitted at an energy value greater than that of the first set of encoded symbols.
- 16. The computer readable medium of claim 9, wherein the second set of encoded symbols is transmitted at an energy value less than that of the third set of encoded symbols.